

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: SIMONSON, Peter et al.

TC/AU: 2194

Serial No. 10/650,172

Examiner: PATEL, Fahd

Filing or 371 (c) Date: 8/28/2003

Dkt No: D4669-US

To: Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

42716

Commissioner:

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Applicants submit this statement, the attached 4 pages of form PTO/SB/08A, and 2 references and/or other information, in accordance to the duty of disclosure under 37 C.F.R. §§1.56, 1.97, and 1.98, and requests consideration hereof. Please enter in the above application and communicate in all related matters with the undersigned.

Compliance with 37 C.F.R. §1.97: No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2). Therefore, waiver of the submission fee required pursuant to 37 CFR 1.17(p) is respectfully requested.

Information Cited: The Applicants hereby make of record in the above-identified application, the information listed on the attached form PTO/SB/08A. The order of presentation of the references should not be construed as an indication of the importance of the reference. As all the references listed on attached Form PTO/SB/08A are in English, no commentary is required.

Remarks: A copy of each reference, together with a listing on Form PTO/SB/08A, is submitted herewith. Applicants respectfully request that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO/SB/08A be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application; and

3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicants make no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicants make no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicants make no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined in 37 C.F.R. §102.

Notwithstanding any statement by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

DEPOSIT ACCOUNT 190130 AUTHORIZATION – The Office is hereby authorized to charge the required fee, and any deficiency or credit any overpayment in the fees to the above deposit account, owned by BAE SYSTEMS Information and Electronic Systems Integration Inc. an authorized signator for which is Kevin M. Perkins, V.P. & Company Counsel, and for whom the undersigned are authorized agents.

An early and favorable action is hereby requested.

Respectfully submitted,

/Andrew P. Cernota, Reg. No. 52,711/

Cus. No. 42716
Maine & Asmus
PO Box 3445
Nashua, NH 03061-3445
Tel. No. (603) 886-6100, Fax. No. (603) 886-4796
Patents@maineandasmus.com

Scott J. Asmus, Reg. No. 42,269
Andrew P. Cernota, Reg. No. 52,711
Kristina M. Grasso, Reg. No. 39,205
Attorneys/Agents for Applicant